JC682 U.S. PTO
02/22/02

FRANK R. AGOVINO KURT F. JAMES DERICK E. ALLEN VINCENT M KEIL ANTHONY R. KINNEY ROBERT M. BAIN BRIAN P. KLEIN JAMES J. BARTA, JR. WILLIAM E LAHEY G. HARLEY BLOSSER THOMAS F. MALONEY IOHN M. BODENHAUSEN TIMOTHY B. McBRIDE RICHARD L. BRIDGE SARAH J. CHICKOS IULIE I McMURRY MICHAEL G. MUNSELL I. BENNETT CLARK DEBRA D. NYE LINDSAY E. COHEN WILLIAM D. O'NEILL JENNIFER E. COOK KATHLEEN M. PETRILLO DAVID E. CRAWFORD, JR. JAMES E. DAVIS LAURA R. POLCYN KEITH A. RABENBERG KATHRYN J. DOTY STEVEN M. RITCHEY ROBERT M. EVANS. IR. PATRICIA K. FITZSIMMONS JOHN K. ROEDEL, JR. PAUL I.J. FLEISCHUT BRADLEY S. SCHAMMEL

RICHARD A. SCHUTH

JASON M. SCHWENT

MICHAEL J. THOMAS DONALD W. TUEGEL

ANDREW C WEGMAN

JACOB S WHARTON

# SENNIGER, POWERS, LEAVITT & ROEDEL ATTORNEYS AT LAW

ONE METROPOLITAN SQUARE

16TH FLOOR

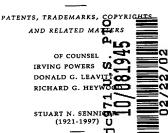
ST. LOUIS, MISSOURI 63102

314-231-5400

February 22, 2002

BOTT

FACSIMILE 314-231-4342 http://www.senniger.com



## UTILITY PATENT APPLICATION TRANSMITTAL

(new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket Number: TAC 9764.1 First Named Inventor: Brian D. Bailie

Title: EXPERT SYSTEM AND METHOD FOR CREATING AN EMBROIDERED

FABRIC

Express Mail Label Number: EL 910601083 US

TO: Assistant Commissioner for Patents Box Patent Application Washington, D.C. 20231

# APPLICATION ELEMENTS

- [X] Fee Transmittal Form (original and duplicate)
- 2. [X] Applicant claims small entity status
- 3. [X] Specification [Total Pages 20]
- 4. [X] Drawings [Total Sheets <u>03</u>]
- 5. Oath or Declaration [Total Pages <u>04</u>]
  - a. [] Newly executed (original or copy)
    - [X] New (unexecuted)
  - - i. [] DELETION OF INVENTOR(s)
      Signed statement attached
      deleting inventor(s) named
      in prior application.

Att Fi

MICHAEL E. GODAR

JAMES D. HARPER

EDWARD J. HEJLEK

CHRISTOPHER M. GOFF DAVID W. HARLAN

and the first of t	6.	copy cons acco	Incorporation By Reference (useable if Box 5b is marked) entire disclosure of the prior application, from which a of the oath or declaration is supplied under Box 5b, is idered as being part of the disclosure of the mpanying application and is hereby incorporated by rence therein.
	7.	[X]	Application Data Sheet
	8.	[X]	CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
	9.	[ ]	Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
			<ul> <li>a. [] Computer Readable Form</li> <li>b. [] Specification Sequence Listing on: <ul> <li>i. [] CD-ROM or CD-R (2 copies); or</li> <li>ii. [] paper</li> </ul> </li> <li>c. [] Statements verifying identity of above copies</li> </ul>
			ACCOMPANYING APPLICATION PARTS
	10.	[ ]	Assignment Papers (cover sheet & document(s))
	11.	[ ]	37 CFR 3.73(b) Statement [X] Power of Attorney
	12.	[ ]	English Translation Document (if applicable)
	13.	[ ]	IDS with PTO-1449 [ ] Copies of IDS Citations
	14.	[ ]	Preliminary Amendment
	15.	[X]	Return Receipt Postcard
	16.	[ ]	Request and Certification for Non-Publication. Form PTO/SB/35 is attached.
	17.	[ ]	Certified Copy of Priority Document(s) if foreign priority is claimed
	18.	[ ]	Other:
			IF A CONTINUING APPLICATION, CHECK APPROPRIATE BOXES AND SUPPLY THE REQUISITE INFORMATION
	19.	[ ]	Continuation [] Divisional [] Continuation-in-Part of prior application No.:
		[X]	Complete Application based on provisional Application No. 60/271,285; filed 2/23/2001
	Prior applic		plication information: Examiner: Group Art Unit:

## CORRESPONDENCE ADDRESS

20. Correspondence Address: Customer Number 321 Attention: David L. Howard

Respectfully submitted,

David L. Howard, Reg. No. 41,502

DLH/cjl

### FEE TRANSMITTAL

Application Number Not yet assigned Filing Date February 22, 2002 Confirmation No. Not yet assigned Inventor(s) Brian D. Bailie Group Art Unit Not yet assigned Examiner Name Not yet assigned Attorney Docket Number TAC 9764.1

		METHOD OF PAYMENT
1.	[ ]	The Commissioner is hereby authorized to charge the indicated fees to Deposit Account No. 19-1345.
	[X]	The Commissioner is hereby authorized to charge any additional fees required under 37 CFR 1.16 and 1.17 to Deposit Account No. 19-1345.
	[X]	Applicant claims small entity status.
2.	[X]	Check Enclosed. The Commissioner is hereby authorized to charge any under payment or credit any over payment to Deposit Account No. 19-1345.
		FEE CALCULATION
1.	[X]	BASIC FILING FEE Subtotal (1) \$370.00 (Type:utility)
2.	[X]	EXTRA CLAIM FEES Subtotal (2) \$9.00
		Total Claims <u>21</u> Independent Claims <u>03</u> Multiple Dependent Claims <u>00</u>
3.	[ ]	ADDITIONAL FEES Subtotal (3) \$
		<pre>[ ] Surcharge - late filing fee or oath [ ] Surcharge - late provisional filing fee or cover sheet [ ] Extension for reply within month [ ] Notice of Appeal [ ] Filing a Brief in Support of an appeal [ ] Request for ex parte Reexamination [ ] Petitions to the Commissioner [ ] Submission of Information Disclosure Statement [ ] Recording each patent assignment per property [ ] Request for Continued Examination [ ] Other:</pre>
		da daga

TOTAL AMOUNT OF PAYMENT \$379.00

David L. Howard, Reg. No. 41,502 February 22, 2002

Date

DLH/cjl

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of Brian D. Bailie Serial No. Not yet assigned Filed February 22, 2002 For EXPERT SYSTEM AND METHOD FOR CREATING AN EMBROIDERED FABRIC

February 22, 2002

TO THE ASSISTANT COMMISSIONER FOR PATENTS,

SIR:

Attached you will find a single CD-ROM (in duplicate Copy 1 and Copy 2) containing a Computer Program Listing Appendix A. This CD-ROM is in IBM PC compatible format and contains a single file entitled TAC9764.doc which is in WORD 97 format using MS Windows Operating System. The file was created on February 19, 2002 and is a size of 54,000 bytes. The CD's were created on February 22, 2002. This WORD document contains the lines of code which represent an example of one possible embodiment of a Computer Program Listing for this invention. Both CDs are identical. The CD-ROM and the TAC9764.doc file contained thereon have been incorporated by reference to the Patent Application filed on this same day in the case identified above. Also attached is a printed copy of the file Appendix A (the file TAC9764.doc) which is being provided hereto for reference.

Respectfully submitted,

David L. Howard, Reg. No. 41,502

SENNIGER, POWERS, LEAVITT & ROEDEL

One Metropolitan Square, 16th Floor

St. Louis, Missouri 63102

(314) 231-5400

DLH/cjl \*Enclosure

Express Mail Receipt No. EL 910601083 US